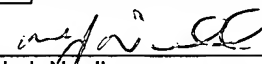




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AMENDMENT TRANSMITTAL LETTER				Docket No. 3868-0113P	
Application No. 10/089,444-Conf. #6939		Filing Date May 22, 2002		Examiner M. P. Young	
Art Unit 1618					
Applicant(s): FALKENHAUSEN, VON et al.					
Invention: PREPARATION CONTAINING ACTIVE AND/OR AUXILIARY SUBSTANCES, WITH CONTROLLABLE RELEASE OF SAID SUBSTANCES, AS WELL AS ITS USE AND MANUFACTURE					
MS Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450					
Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.					
CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	24	- 24 =		x	
Independent Claims	1	- 3 =		x	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:					0.00
<input checked="" type="checkbox"/> Large Entity <input type="checkbox"/> Small Entity					
<input checked="" type="checkbox"/> No additional fee is required for this amendment.					
<input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of \$ _____. A duplicate copy of this sheet is enclosed.					
<input type="checkbox"/> A check in the amount of \$ _____ is enclosed.					
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.					
<input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. <u>02-2448</u> as described below. A duplicate copy of this sheet is enclosed.					
<input checked="" type="checkbox"/> Credit any overpayment.					
<input checked="" type="checkbox"/> Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.					
 Mark J. Niell Attorney Reg. No.: 36,623				Dated: <u>August 17, 2006</u>	
BIRCH, STEWART, KOLASCH & BIRCH, LLP 8110 Gatehouse Road Suite 100 East P.O. Box 747 Falls Church, Virginia 22040-0747 (703) 205-8043					



Docket No.: 3868-0113P
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
FALKENHAUSEN, VON et al.

Application No.: 10/089,444

Confirmation No.: 6939

Filed: May 22, 2002

Art Unit: 1618

For: PREPARATION CONTAINING ACTIVE
AND/OR AUXILIARY SUBSTANCES, WITH
CONTROLLABLE RELEASE OF SAID
SUBSTANCES, AS WELL AS ITS USE AND
MANUFACTURE

Examiner: M. P. Young

RESPONSE TO NON-FINAL OFFICE ACTION

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INTRODUCTORY COMMENTS

In response to the Office Action dated May 17, 2006, the following remarks are respectfully submitted in connection with the above-identified U.S. patent application.

Remarks begin on page 2 of this paper.